

LAND RECLAMATION COMMISSION

STATE OF MISSOURI

P.O. BOX 176

JEFFERSON CITY, MISSOURI 65102

573-751-4041

Permit To Engage in Surface Mining

LAND RECLAMATION COMMISSION

ISSUES TO

EAGLE ROCK CONSTRUCTION

Pursuant to "The Land Reclamation Act," RSMo, 2001, and on conformity with the statements

In the application, a permit is hereby granted to engage in surface mining of
sand & gravel in the state of Missouri. The extent of the

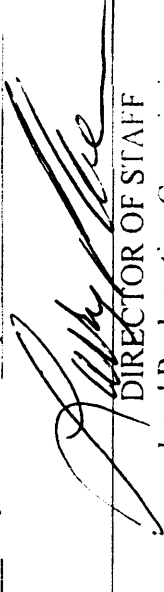
Proposed mining operation(s) will be on one acres, more or less.

The locations of the operation(s) under this permit is/are as follows: Renewal

County	Section	Township	Range	Acres Renewed	Acres New	Total Acres	Site/Stream Name	Site Number
Barry	09	21N	26W	1	0	1	Roaring River Arm	1833

This permit may be suspended or revoked upon violation of any or all of the conditions set forth in "The Land Reclamation Act," RSMo, 2001, or in such rules and regulations as are promulgated pursuant thereto by the Land Reclamation Commission.

IN WITNESS WHEREOF I have hereunto set my hand this 20th day of April 2004


DIRECTOR OF STAFF
Land Reclamation Commission

Permit No 0838

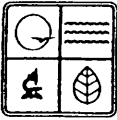
Effective Date 04/20/2004

Expiration Date 04/19/2005

MO 790-1122 (6-95)

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MISSOURI DEPARTMENT OF NATURAL RESOURCES
LAND RECLAMATION COMMISSION
PERMIT RENEWAL FOR INDUSTRIAL MINERAL MINES

P.O. BOX 176
JEFFERSON CITY, MO 65102-0176

MISSOURI LAND
RECLAMATION COMMISSION

NAME OF CORPORATION, COMPANY, PARTNERSHIP OR INDIVIDUAL Eagle Rock Construction		STATE 3-30-04	
ADDRESS P.O. Box 17	CITY Eagle Rock	STATE MO	ZIP CODE 65641
CONTACT PERSON Aaron Dalton - Gale Green - Alt		TELEPHONE NUMBER 417-371-3967	

FEES: COMPLETE SECTION I OR SECTION II

SECTION I. Fees: Open pit operators and those mining more than 5,000 tons of sand and/or gravel:

1. To compute the site fee complete the information below:

SITE NAME OR NUMBER (add a separate sheet for additional sites)	Mark each month that the site will be operated during the permit year	For sites operated less than six months per permit year pay \$150 For sites operated six months or more per permit year pay \$300
1. Rearing River Cem	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
2.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
3.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
4.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
5.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
6.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
7.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
8.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
9.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
10.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
TOTAL SITE FEE		\$

2. Acreage Fee \$5 X _____ number of acres bonded\$

3. Annual Permit Fee.....\$ 500

4. Total Fee (Add totals from 1, 2 and 3).....\$

NOTE: If Total Fee exceeds \$2,500.00 then pay only\$ 2,500

SECTION II. FEES: Sand or gravel operators mining less than 5,000 tons per year:

1. Annual Permit Fee.....\$ 300

SIGNATURE OF APPLICANT Aaron Dalton		TITLE Owner	DATE 3-30-04
Appeared before me this <u>30</u> day of <u>March</u> , 2004, Aaron Dalton to me personally known, who executed the above as their free acts and deeds.			
NOTARY PUBLIC EMBOSSEER SEAL	STATE OF Missouri		COUNTY (OR CITY OF ST. LOUIS) Barry
	SUBSCRIBED AND SWORN BEFORE ME, THIS 30 DAY OF March YEAR 2004		USE RUBBER STAMP IN CLEAR AREA BELOW. Notary Public - Notary Seal STATE OF MISSOURI Barry County My Commission Expires: March 20, 2006
	NOTARY PUBLIC SIGNATURE Gale Green	MY COMMISSION EXPIRES 3-20-06	
	NOTARY PUBLIC NAME (TYPED OR PRINTED) Gale Green		
FOR DEPARTMENT USE ONLY: APPROVED BY Michael J. Smith		DATE APPROVED 4/13/04	PERMIT NUMBER 0838
		EXPIRATION DATE 4/19/05	



MISSOURI DEPARTMENT OF NATURAL RESOURCES
LAND RECLAMATION COMMISSION
SITE INFORMATION FORM

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To be completed for each separate area of disturbance associated with mining operations. MISSOURI LAND RECLAMATION COMMISSION

SITE NAME OR NUMBER Roaring River Arm		PERMIT NUMBER 838	
COMPANY NAME Eagle Rock Const			
COUNTY Barry	1/4 SECTION NW 1/4	SECTION 9	
TOWNSHIP 21 N.	RANGE 26 W.	ACRES 1	
RIVER OR STREAM NAME (FOR IN-STREAM ACRES) Roaring River Arm			
MINERAL COMMODITY Gravel		ESTIMATED TONS/YEAR (FOR GRAVEL SITES) Less than 5000 tons Per year	

NAME OF LANDOWNER (ATTACH LIST IF MORE THAN ONE) Aaron Dalton		
ADDRESS P.O. Box 17		
CITY Eagle Rock Mo.	STATE MO	ZIP CODE 65671
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input checked="" type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE):		DATE OF AGREEMENT <input type="checkbox"/> LEASE <input type="checkbox"/> VERBAL AGREEMENT

MINERAL RIGHTS OWNER (ATTACH LIST IF MORE THAN ONE) Same as above		
ADDRESS		
CITY	STATE	
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input checked="" type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE):		DATE OF AGREEMENT <input type="checkbox"/> LEASE <input type="checkbox"/> VERBAL AGREEMENT

NOTE: Each site must be shown on a map and be included in a public notice and an approved mine plan.



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MISSOURI LAND

TYPE OF PLAN
(CHECK ONE):

☒ SHORT TERM, FOR ONE PERMIT YEAR
☐ LONG TERM, FOR PERIOD THROUGH DATE:

RECLAMATION COMMISSION
Company Name:

Eagle Rock Const

DESCRIPTION OF STREAM CONDITION PRIOR TO LAND RECLAMATION COMMISSION PERMITTING (BY APPLICANT OR PRIOR OPERATOR), INCLUDING BANK CONDITION, BANK VEGETATION AND WATER QUALITY.

the area to be mined involves a distance of 200 X 200 OF Roaring River Arm. This Section of the creek is BLUFF ON one Side and vegetation on the other side, water quality is good considering the water level is Low. Pictures are INclosed

DESCRIBE METHODS USED TO REDUCE DAMAGE TO STREAM BANKS, SUCH AS PROTECTING BANK VEGETATION, IF APPLICABLE.

Excavations between the Stream banks will be managed such that water flow is NOT Redirected toward the Stream banks. A Twenty Five Foot width OF Gravel will be LEFT undisturbed between the Operation + Stream bank vegetation.

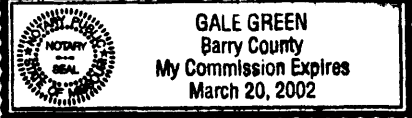
DESCRIBE METHODS USED TO REDUCE DAMAGE TO STREAM ENVIRONMENTS, SUCH AS KEEPING ACTIVE MINING OPERATIONS ON GRAVEL BARS, RATHER THAN IN FLOWING WATER, AND KEEPING HAUL ROADS AWAY FROM FLOWING WATER, IF APPLICABLE.

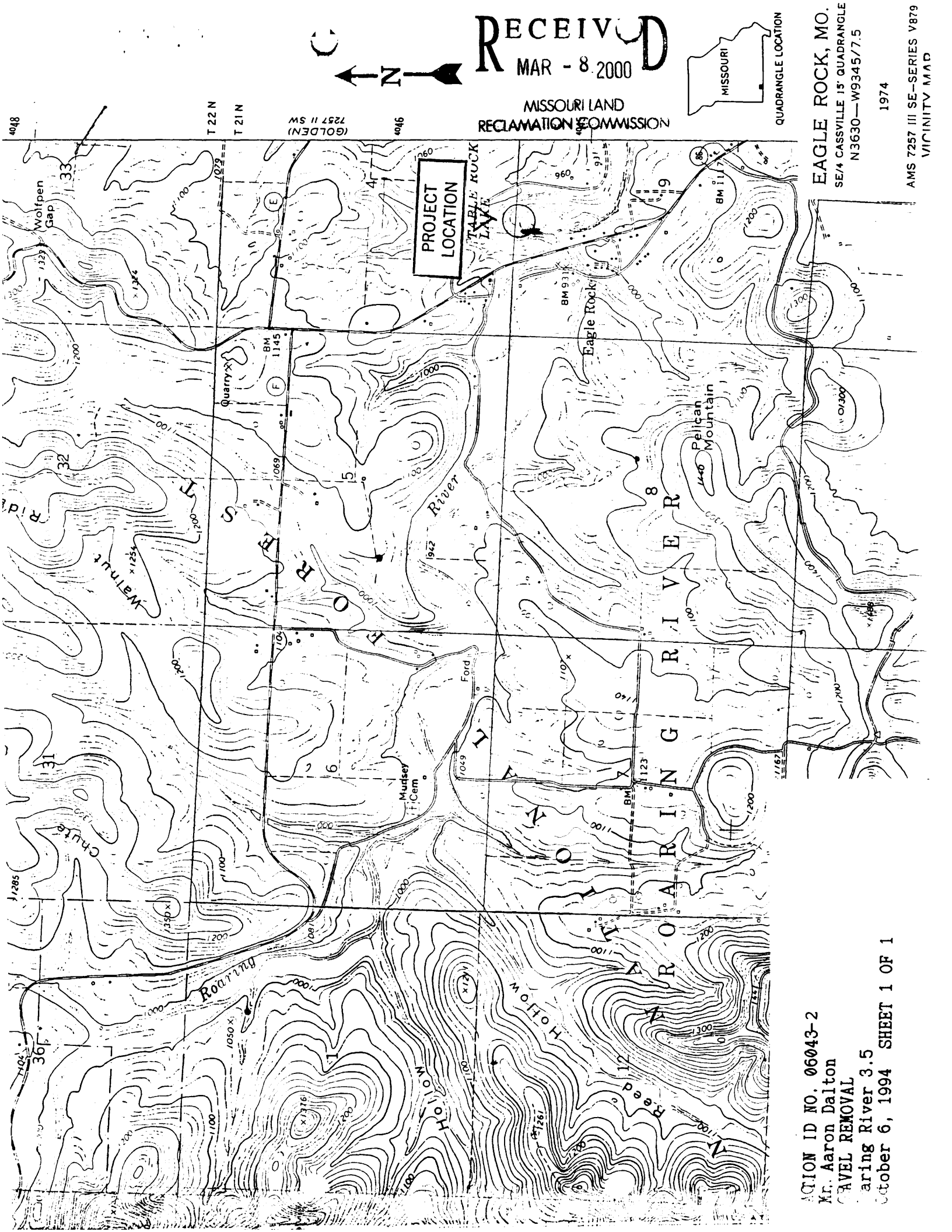
Gravel removal will Be restricted to the Exposed Portions OF Gravel (gravel bars) we will ~~go~~ Shave the tops OF gravel bars to a depth No deeper than the Normal water Level. WE Do NOT half to Cross the Creek to get to gravel but if we do we will Cross at the Same place each time

Gravel removal will be restricted to periods of low flow. A 25' strip of gravel will be left undisturbed between the excavation + the streamside vegetation. Also a buffer strip will also be left between the excavation + the flowing portion of the stream.

By my signature, I attest to the following:

- 1) All statements made on this Mine Plan Form are correct, complete, and true, to the best of my knowledge.
- 2) I or the company I am authorized to represent intend(s) to mine in accordance with this Plan, and in accordance with the Missouri Land Reclamation Act, Sections 444.760 through 444.789, RSMo (Supp. 1990), and all rules, regulations, orders, decisions and permits of the Missouri Land Reclamation Commission pertaining to my company's surface mining operations.
- 3) I have a valid agreement with all landowners which gives me the right to grant access to the Director of the Missouri Land Reclamation Commission and his authorized representatives, and I grant such access, and further where I have no right to grant such access, I have attached signed affidavits from the landowners granting such access.

SIGNATURE OF APPLICANT ▶ <u>Aaron Dalton</u>		TITLE <u>Owner</u>	DATE <u>3-1-2000</u>
Appeared before me this <u>1</u> day of <u>March</u> , <u>192000</u> . <u>Aaron Dalton</u> to me personally known, who executed the above as their free acts and deeds.			
NOTARY PUBLIC EMBOSSEER SEAL	STATE OF <u>Missouri</u> SUBSCRIBED AND SWORN BEFORE ME, THIS <u>1</u> DAY OF <u>March</u> , <u>192000</u>	COUNTY (OR CITY OF ST. LOUIS) <u>Barry</u> USE RUBBER STAMP IN CLEAR AREA BELOW.	
NOTARY PUBLIC SIGNATURE <u>Gale Green</u> NOTARY PUBLIC NAME (TYPED OR PRINTED) <u>GALE GREEN</u>		MY COMMISSION EXPIRES <u>3-20-2002</u>	
APPROVED BY (DIRECTOR'S REPRESENTATIVE) ▶ <u>Bret H.</u>		TITLE <u>LRS III</u>	DATE APPROVED <u>4/20/00</u>



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MISSOURI LAND RECLAMATION COMMISSION

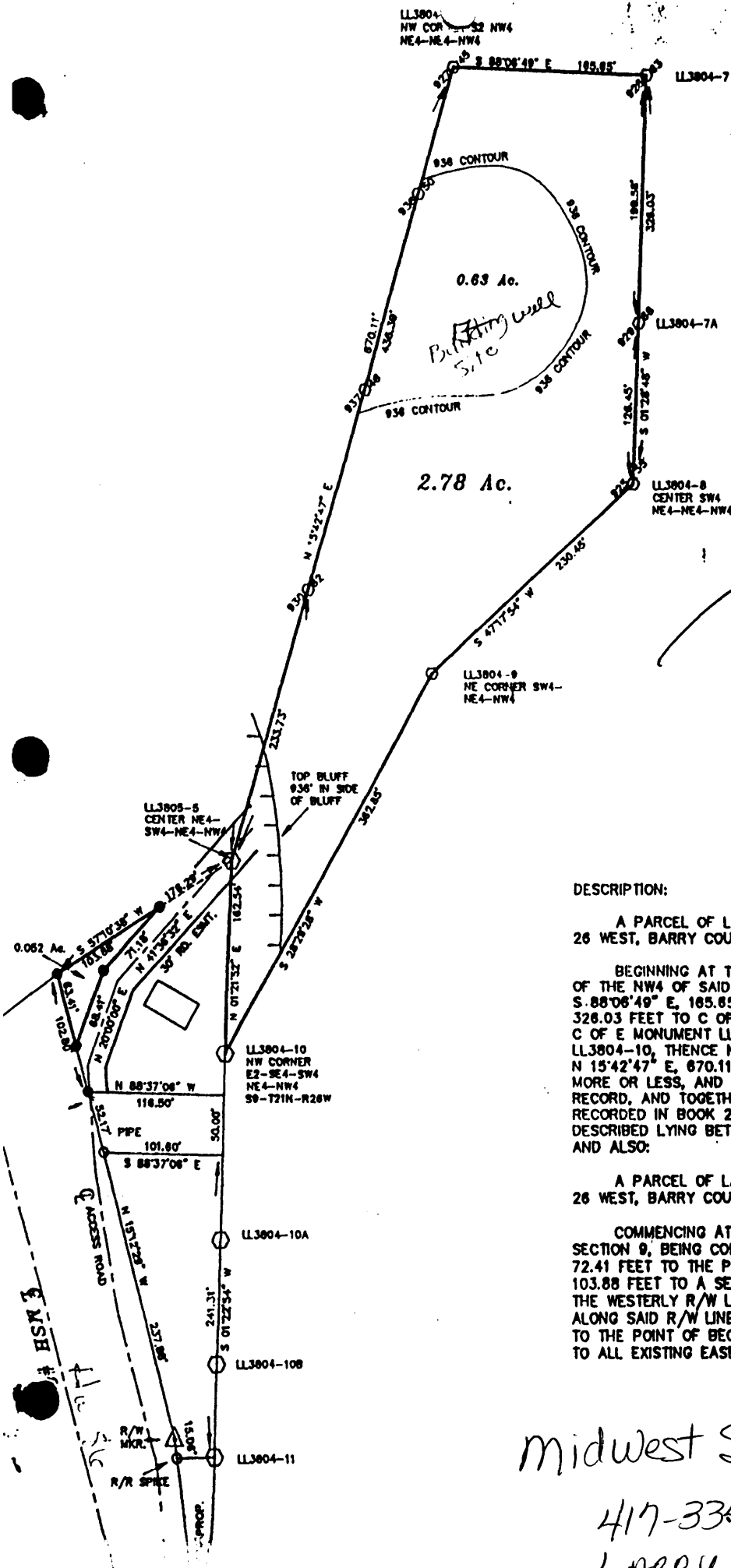


QUADRANGLE LOCATION
EAGLE ROCK, MO.
SE/4 CASSVILLE 15' QUADRANGLE
N3630—W9345/7.5
1974
AMS 7257 III SE—SERIES V879
VICINITY MAP

SECTION ID NO. 06043-2
Mr. Aaron Dalton
RAVEL REMOVAL
aring River 3.5
October 6, 1994 SHEET 1 OF 1

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MISSOURI LAND
RECLAMATION COMMISSION



DESCRIPTION:

A PARCEL OF LAND SITUATED IN THE NW4 OF SECTION 9, TOWNSHIP 21 NORTH, RANGE 26 WEST, BARRY COUNTY, MISSOURI, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THE S2 OF THE NW4 OF THE 111 OF THE NW4 OF SAID SECTION 9, BEING CORPS OF ENGINEERS MONUMENT LL3804-7, THENCE S 88°06'49\" E, 165.85 FEET TO C OF E MONUMENT LL3804-7, THENCE S 01°28'41\" E, 326.03 FEET TO C OF E MONUMENT LL3804-8, THENCE S 47°17'54\" W, 230.45 FEET TO C OF E MONUMENT LL3804-9, THENCE S 28°29'28\" W, 382.85 FEET TO C OF E MONUMENT LL3804-10, THENCE N 01°21'52\" E, 162.54 FEET TO C OF E MONUMENT LL3805-5, THENCE N 15°42'47\" E, 670.11 FEET TO THE POINT OF BEGINNING, CONTAINING 2.78 ACRES, MORE OR LESS, AND BEING SUBJECT TO ALL EXISTING EASEMENTS AND RESTRICTIONS OF RECORD, AND TOGETHER WITH AND SUBJECT TO AN EASEMENT TO THE U.S. GOV. RECORDED IN BOOK 213 AT PAGE 425, FOR FLOWAGE PURPOSES ON THAT PORTION DESCRIBED LYING BETWEEN THE 936 FOOT CONTOUR AND THE ABOVE DESCRIBED PARCEL, AND ALSO:

A PARCEL OF LAND SITUATED IN THE NW4 OF SECTION 9, TOWNSHIP 21 NORTH, RANGE 26 WEST, BARRY COUNTY, MISSOURI, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER OF THE NE4 OF THE SW4 OF THE NE4 OF THE 111 OF SECTION 9, BEING CORPS OF ENGINEERS MONUMENT LL3805-5, THENCE S 57°10'10\" E, 72.41 FEET TO THE POINT OF BEGINNING, BEING A SET REBAR, THENCE CONTINUING S 57°10'10\" E, 103.88 FEET TO A SET REBAR, THENCE S 15°12'29\" E, 83.41 FEET TO A SET REBAR, THENCE N 41°36'32\" E, 71.15 FEET TO THE POINT OF BEGINNING, CONTAINING 0.052 ACRE, MORE OR LESS, AND BEING SUBJECT TO ALL EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.

midwest Surveyors
417-334-5195
LARRY GARDNER